

## Message Text

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ACTION DLOS-07

INFO OCT-01 ARA-16 ISO-00 CG-00 CIAE-00 DODE-00 PM-07 H-03

INR-11 L-03 NSAE-00 NSC-07 PA-04 RSC-01 PRS-01 SP-03

SS-20 USIA-15 FEA-02 CEQ-02 COA-02 COME-00 EB-11

EPA-04 IO-14 NSF-04 SCI-06 AF-10 EA-11 EUR-25 NEA-14

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AGR-20 DOTE-00 DRC-01 /268 W  
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R 092153Z AUG 74

FM AMEMBASSY CARACAS  
TO SECSTATE WASHDC 5233  
INFO USUN NEW YORK 745

UNCLAS CARACAS 7654

FROM US DEL LOS

EO 11652 CN/A

TAGS: PLOS

SUBJECT: DAILY REPORT, COMMITTEE II, AUGUST 7, 1974.

1. SUMMARY: COMMITTEE II COMPLETED DEBATE ON ITEM 7 (COASTAL STATE PREFERENTIAL RIGHTS OR OTHER NON-EXCLUSIVE JURISDICTION OVER RESOURCES BEYOND THE TERRITORIAL SEA), ITEM 8 (HIGH SEAS) AND ITEM 3 (CONTIGUOUS ZONE). END SUMMARY.

2. SPEAKING ON ITEM 7, SOUTH AFRICA SUPPORTED CONCEPT OF EXCLUSIVE COASTAL STATE JURISDICTION OVER LIVING RESOURCES IN ECONOMIC ZONE AND ACCESS OF LANDLOCKED STATES TO SEA ARRANGED ON BASIS OF EQUITABLE BILATERAL AGREEMENTS. EXPLOITATION OF FISHERIES BEYOND ZONE SHOULD BE MANAGED BY COMPETENT INTERNATIONAL BODIES AND HARVESTING ANADROMOUS SPECIES SHOULD BE SOLE RESPONSIBILITY OF COASTAL STATE WHEREIN THEY SPAWN. FRANCE, ON BEHALF OF CO-SPONSORS (BELGIUM, DENMARK, FRG, IRELAND, UNCLASSIFIED

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ITALY, LUXEMBOURG AND NETHERLANDS), INTRODUCED DRAFT ARTICLES

ON FISHERIES (L-41). ZAIRE SAID CONCEPT OF EXCLUSIVE ECONOMIC ZONE MUST BE INTERPRETED IN REGIONAL TERMS AND GUARANTEES OF ACCESS TO ZONE BY GEOGRAPHICALLY DISADVANTAGED STATES MUST BE WRITTEN INTO LOS CONVENTION.

3. ICELAND SAID PREFERENTIAL RIGHTS BELONGED TO HISTORY AND ONLY EXCLUSIVE COASTAL STATE JURISDICTION OVER RESOURCES COULD BE OUTCOME OF CONFERENCE. IF COASTAL STATE ALLOWED FISHING IN ZONE BY OTHER STATES UNDER LICENSE SYSTEM, THAT DECISION SHOULD BE IN HANDS OF COASTAL STATES--NOT IN THIRD PARTIES.

4. CHINA (PRC), IN NOW STANDARDIZED FORMAT, REBUKED QTE TWO SUPERPOWERS UNQUOTE IN FIRST FEW SENTENCES OF STATEMENT AND THEN WENT ON IN REST OF SPEECH TO ATTACK USSR. MAIN CRITICISM WAS THAT SOVIET CONCEPT OF FULL UTILIZATION OF FISHERIES WITH ACCESS BY FOREIGN FISHERMEN TO UNCAUGHT PORTION WAS ATTEMPT BY SOVIETS TO RENDER MEANINGLESS EXCLUSIVE ECONOMIC ZONE. USSR STRESSED COASTAL STATE PREFERENTIAL RIGHTS OVER SALMON BEYOND 200- MILES AND ACCUSED CHINESE OF GROSSLY DISTORTING SOVIET POSITIONS. CHINA EXERCISED RIGHT OF REPLY.

5. PERU EMPHASIZED SOVEREIGNTY OF COASTAL STATE IN NATIONAL SEA OF 200-MILES. CANADA REPLIED TO DANISH POSITION EARLIER IN WEEK BY STRESSING NEED FOR COASTAL STATE PREFERENTIAL RIGHTS OVER SALMON. NIGERIA INTRODUCED ITS DRAFT ARTICLES ON EXCLUSIVE ECONOMIC ZONE AND WAS HIGHLY CRITICAL OF PREFERENTIAL RIGHTS CONCEPT. NORWAY CRITICIZED TRADITIONAL FISHING RIGHTS IN ZONE AND REJECTED MANDATORY DISPUTE SETTLEMENT FOR FISHERIES; NORWAY SAID COASTAL STATE SHOULD BE ABLE TO PROSECUTE OFFENDERS IN ZONE AND RESTATED SUPPORT FOR REGIONAL FISHERIES COMMISSIONS. GHANA SUPPORTED COASTAL STATE SOVEREIGNTY OVER ALL LIVING AND NON-LIVING RESOURCES IN ZONE AND STATE THERE WAS NO NEED TO CONSIDER ITEM 7. FINLAND SUPPORTED LANDLOCKED/SHELF-LOCKED POSITION ACCESS TO ZONE RESOURCES AND DANISH POSITION ON ANADROMOUS SPECIES. ITALY STATED ECONOMIC ZONE WAS PART OF HIGH SEAS WHEREIN COASTAL STATE HAD STRICTLY ECONOMIC RIGHTS.

6. IN DISCUSSION OF ITEM 3, CONTIGUOUS ZONE, GERMAN DEMOCRATIC REPUBLIC EXPLAINED DRAFT ARTICLES THEY CO-SPONSORED, STATING UNCLASSIFIED

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THAT THOSE CLAIMING LESS THAN 12-MILE TERRITORIAL SEA SHOULD BE ABLE TO CLAIM CONTIGUOUS ZONE. INDIA REMINDED DELEGATES THAT IT HAD DRAFT ARTICLES ON ITEM 3 BEFORE COMMITTEE.

7. TURNING TO CONSIDERATION OF ITEM 8, HIGH SEAS, TANZANIA INDICATED IT MIGHT SUGGEST LATER THAT INTERNATIONAL AUTHORITY CONTROL ALL LIVING RESOURCES BEYOND 200 MILE EXCLUSIVE ECONOMIC ZONE. REP WAS HIGHLY CRITICAL OF REGIONAL FISHERIES COMMISSIONS

AS LACKING ADEQUATE ENFORCEMENT POWERS. HE WLSO STATES THAT QTE  
CONCERNS OF SENATORS MUSKIE AND STEVENS WERE SAME AS OUR OWN.  
UNQTE NEW ZEALAND SUGGESTED SEVERAL IMPROVEMENTS IN EXISTING  
HIGH SEAS LAW SUCH AS CLARIFYING RIGHT OF HOT PURSUIT TO  
TAKE INTO ACCOUNT ECONOMIC ZONE RIGHTS. GUYANA STATED THAT  
INTERNATIONAL AUTHORITY SHOULD BE CONCERNED NOT ONLY WITH  
SEABED BUT ALSO WITH WATER COLUMN. REP ALSO SUGGESTED CHAIRMAN  
FIND PROCEDURE TO BRING WORK OF COMMITTEES I AND II TOGETHER  
WITH RESPECT TO AREA BEYOND ECONOMIC ZONE. UNITED KINGDOM  
STATED THEY WOULD INTRODUCE DRAFT ARTICLES ON HIGH SEAS AND  
POINTED OUT SEVERAL AREAS WHERE CHANGES WERE NECESSARY TO  
EXISTING HIGH SEAS LAW. USSR STRESSED EXISTANCE OF  
HIGH SEAS REGIME BEYOND TERRITORIAL SEA AND SAID HIGH SEAS  
REGIME WOULD REMAIN IN ECONOMIC ZONE ALTHOUGH NEW TERMS OF  
CONVENTION WOULD BE FULLY TAKEN INTO ACCOUNT. SOVIETS ALSO  
SAID TANZANIAN REP DID NOT HAVE FACTS OR EXPERIENCE TO BACK  
UP HIS CRITICISM OF INTERNATIONAL REGIONAL COMMISSIONS.  
JAPANESE REFERRED TO NEWSPAPER ACCOUNTS OF STATEMENTS BY  
SENATORS MUSKIE AND STEVENS WHICH TANANIA HAD MENTIONED.  
JAPANESE SAID US BRISTOL BAY SALMON WERE NOT, IN FACT, BEING DE-  
PLETED BY JAPANESE FISHERMEN AND THAT JAPANESE INDUSTRY WAS  
VOLUNTARILY LIMITING ITS FISHING OF HALIBUT IN ORDER TO  
FOLLOW GOOD CONSERVATION PRACTICES.  
STEVENSON

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LAW OF THE SEA, TERRITORIAL SEA LIMIT, COMMITTEE MEETINGS, MEETING REPORTS, EXPLOITATION (NATURAL RESOURCES)  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 09 AUG 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974CARACA07654  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740219-0359  
**From:** CARACAS  
**Handling Restrictions:** n/a  
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**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION DLOS  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:**  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** martinjw  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 24 JUN 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <24 JUN 2002 by reddocgw>; APPROVED <22 JAN 2003 by martinjw>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** DAILY REPORT, COMMITTEE II, AUGUST 7, 1974.  
**TAGS:** PLOS, VE, SF  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005